

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

**CHARLESTON DIVISION**

LARRI DONNER,

Plaintiff,

v.

CIVIL ACTION NO. 2:12-cv-06034

ETHICON, INC., et al.,

**MEMORANADUM OPINION AND ORDER**

On May 5, 2020, I entered an order directing plaintiff to show cause on or before June 4, 2020, why her case should not be dismissed as to defendants, Ethicon, Inc., Ethicon, LLC and Johnson & Johnson pursuant to Rule 41(b) of the Federal Rules of Civil Procedure and Rule 4.1 of the Local Rules of Civil Procedure. The Order was sent to plaintiff at her last known address and posted on the court's website.

Plaintiff has not responded to the Show Cause Order. For this reason and the reasons identified in my Show Cause Order related to plaintiff's inaction in this case and failure to comply with Docket Control Orders, the court **ORDERS**, pursuant to Rule 41(b) of the Federal Rules of Civil Procedure and Rule 4.1 of the Local Rules of Civil Procedure and after weighing the factors identified in *Ballard v. Carlson*, 882 F.2d 93, 95 (4th Cir. 1989), that defendant Ethicon, Inc., Ethicon, LLC and Johnson & Johnson are dismissed without prejudice. No defendants remain, and the court **DIRECTS** the Clerk to dismiss the case and strike it from the active docket.

The court **DIRECTS** the Clerk to send a copy of this Order to counsel of record and plaintiff at her address.

ENTER: June 5, 2020

  
JOSEPH R. GOODWIN  
UNITED STATES DISTRICT JUDGE